

DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **LINEAR ABLATION ASSEMBLY**, the specification of which was filed in the United States Patent and Trademark Office on October 29, 1998, and assigned Serial No. 09/182,967.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by or any amendment(s) referred to above.

This application in part discloses and claims subject matter disclosed in my earlier filed pending application Serial No. 08/629,057, filed April 8, 1996.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: None

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

Serial No. 08/629,057, filed April 8, 1996

I hereby declare under the laws of the United States of America that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

EDWARD J. LYNCH, Registration No. 24,422  
HERWIG von MORZE, Registration No. 29,484  
WILLIAM SCHMONSEES, Registration No. 31,796

C EK P. FREYBERG, Registration No. 9,250  
GORDON M. STEWART, Registration No. 30,528  
WILLIAM B. ANDERSON, Registration No. 41,585

ROBERT F. DENNIS, Registration No. 40,988  
PRISCILLA MARK, Registration No. 41,970  
WALTER KURZ, Registration No. 37,373  
Y. PING CHOW, Registration No. 30,740  
ALICIA HAGER, Registration No. P44,140  
VICTORIA L. BOYD, Registration No. P43,510  
JACQUES DULIN, Registration No. 24,067

of the firm

HELLER EHRMAN WHITE & MC AULIFFE  
525 University Avenue  
Palo Alto, CA 94301-1900  
(650) 324-7000

and

COLIN D. BARNITZ, Registration No. 35,061  
WILLIAM A. BLAKE, Registration No. 30,548  
GEORGE M. COOPER, Registration No. 20,201  
FELIX J. D'AMBROSIO, Registration No. 25,721  
DOUGLAS R. HANSCOM, Registration No. 26,600  
JIM W. HELLWEGE, Registration No. 28,808  
ERIC S. SPECTOR, Registration No. 22,495

of the firm

JONES, TULLAR & COOPER, P.C.  
2001 Jefferson Davis Highway  
Box 2266, EADS Station  
Arlington, VA 22202  
(703) 415-1500

Address all correspondence and direct all telephone calls to:

Edward J. Lynch  
HELLER EHRMAN WHITE & MC AULIFFE  
525 University Avenue  
Palo Alto, CA 94301-1900  
Direct Dial: (650) 324-7098  
Facsimile: (650) 324-0638

Full name of First and Sole Inventor: Alan K Schaer

Executed on the 4<sup>th</sup> day of February, 1999

Inventor's Signature: Alan K Schaer

Residence: 5050 Elmgrove Court, San Jose, CA 95130

Post Office Address: (same as above)

Citizenship: US